

MINUTES OF THE MEETING OF THE CITY COUNCIL

Wichita, Kansas, April 3, 2001
Tuesday, 9:05 A.M.

The City Council met in regular session with Mayor Knight in the Chair. Council Members Cole, Gale, Lambke, Martz, Pisciotte; present. *Council Member Rogers absent.

Chris Cherches, City Manager; Gary Rebenstorf, Director of Law; Pat Burnett, City Clerk; present.

Efraim Lujan – Pastor of Wesley United Methodist Church gave the invocation.

The pledge of allegiance to the flag was participated in by the Council Members, staff, and guests.

*Council Member Rogers present.

Minutes -- approved

The minutes of the regular meeting of March 27, 2001, were approved 7 to 0.

PUBLIC AGENDAJohn Ernatt – Day Reporting Center in 1700 Block of East Douglas.

John Ernatt

John Ernatt said he lives directly across the street from the proposed Center and also owns three other houses on the block. Mr. Ernatt and his wife have been trying to raise the value of the neighborhood. The neighborhood has been struggling as there are some rental properties that are not well kept. The neighborhood probably could not stand the impact of a Day Reporting Center.

The proposed Center is also close to East High School; three blocks from Washington Grade School; and Hyde Park is one block away.

Business owners in close proximity are also concerned about what this would do to their property values.

Mr. Ernatt said there should be a better notification process regarding these issues. When he first read of the proposed Center, the article said there was little opposition; however, he and several of the other owners in the area had never been informed of the proposal.

At issue is also what the Center will house. State Representative Cline said these are not parolees but probationers; i.e., those who have never been incarcerated. Others believe the Center will house parolees.

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UNFINISHED BUSINESS

HOUSING

POLICY REGARDING REVIEW AND RESOLUTIONS OF SUPPORT FOR LOW-INCOME HOUSING TAX CREDIT APPLICATIONS.

Roy Johnson

Housing Services Director reviewed the Item.

Agenda Report No. 01-0453.

The Wichita City Council recently directed staff to develop guidelines for the review and support of Low Income Housing Tax Credit (LIHTC) applications in Wichita. Annually, the Kansas Department of Commerce and Housing accepts applications for the issuance of tax credits for low income housing projects. The income generated from the sale of tax credits by the developer is then used for new construction or rehabilitation expenses. Developers must identify percentage of units that will be committed to households with incomes below 50% and 60% of median income for Wichita. Typically, applicants have requested 100% commitment of the units in order to increase the amount of tax credit funding; a policy to require market rate units would ensure mixed-income tenancy. The current requirements for LIHTC are described in Resolution R-95-479.

Review of LIHTC applications is desired to ensure compatibility with affordable housing goals, adherence to design standards, and mixed-income occupancy. The primary policy questions to be addressed are:

1. Is a different market rate mix appropriate for various parts of the City and what should the market rate percentages be;
2. What would be logical boundaries for differentiation of the market rate units;
3. Should the policy include provisions to require future market rate units if currently existing projects are 100% low income;
4. Are the recommended review steps appropriate.

The proposed guidelines were reviewed by a committee of staff members and presented to the Housing Advisory Board on March 20, 2001. The proposed policy was approved by the Housing Advisory Board and recommended to the City Council for approval. The Housing Advisory Board did not recommend the establishment of different target rates for sections of the City since the LIHTC program serves two distinct purposes: (1) revitalization of older neighborhoods; and (2) provision of housing opportunities for low income outside of low-income census areas.

Tax credits are issued by the Kansas Department of Commerce and Housing. Current policy will direct whether support is provided to applications to satisfy application requirements.

The proposed policy has been referred to City Law Department for review and comment.

Mayor Knight

Mayor Knight inquired if anyone wished to be heard and no one appeared.

Motion --
-- carried

Pisciotte moved that the policy and guidelines for reviewing and acting on Low Income Housing Tax Credit Applications be approved. Motion carried 7 to 0.

NEW BUSINESS

SHARPENING SPEC.

PUBLIC HEARING AND TAX EXEMPTION REQUEST – SHARPENING SPECIALISTS. (District IV)

Allen Bell

Financial Projects Director reviewed the Item.

Agenda Report No. 01-0454.

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Sharpening Specialists located at 2124 S. Edwards in southwest Wichita, was founded in 1977. Sharpening Specialists is a manufacturer of aircraft components. Since inception, Sharpening Specialists has sustained consistent growth in sales and production while manufacturing parts for the aerospace industry. As a result, Sharpening Specialists has expanded its existing facility, which includes construction of additional manufacturing space and the purchase of new equipment. Sharpening Specialists is now requesting approval of a five-plus-five year 100% Economic Development Tax Exemption on additional manufacturing space and new equipment in conjunction with the expansion project.

Sharpening Specialists manufactures and reconditions cutting tools such as end mills and drill bits for the manufacturing industry. Sharpening Specialists purchases raw materials (usually some type of metal). The metal is heat treated and then ground using a centerless grinder or a step grinder to produce various sizes of cutting tools. Other products that are manufactured are reamers, counterbores, and countersinks.

The expansion project includes construction of approximately 12,000 s.f. of additional manufacturing space at an estimated cost of \$490,493, and the purchase of new equipment at a cost of \$340,000. Sharpening Specialists currently employs 26 employees. As a result of the expansion project, Sharpening Specialists will create 17 new jobs over the next five years. Sharpening Specialists exports 95% of all production out of Kansas via Cessna, Raytheon, and Learjet. Products are also exported to Briggs & Straton in Kansas City, Missouri, and American Airlines in Oklahoma. The expansion project was completed in 2000 subsequent to filing a Letter of Intent to request property tax exemption in July 1998.

TAX EXEMPTION ELIGIBILITY

ELIGIBLE %	INCENTIVE	EXPLANATION
32.0%	New Job Creation:	Sharpening Specialists will create at least 17 new jobs.
13.5%	Capital Improvements:	Sharpening Specialists will invest at least \$830,493.
45.5%	Sub Total Business - Incentive Eligibility (Maximum allowed is 50%)	
47.5%	Export Premium:	Sharpening Specialists exports 95% of its product outside Kansas.
47.5%	Sub Total – Export Premium (Maximum allowed is 50%)	

93.0% TOTAL EXEMPTION ALLOWED UNDER BUSINESS INCENTIVE POLICY

Under the City's Business Incentives Policy, Sharpening Specialists is eligible for 93% tax exemption on new real and personal property for a five-year term and 46.5% exemption on real property only for a second five-year term, subject to Council review. A notice of public hearing has been published. Sharpening Specialists has agreed to comply with the conditions set forth in the Business Incentive Policy.

The estimated first year taxes on the proposed \$830,493 expansion would be \$12,273 on real property improvements, and \$7,291 on personal property, based on the 2001 mill levy. Using the allowable tax exemption of 93 percent, the City would be exempting (for the first year) \$19,564 of new taxes for the real and personal property tax rolls. The tax exemption will be shared among the taxing entities as follows: City - \$5,700; County/State - \$5,472; and USD 259 - \$8,392.

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Wichita State University Center for Economic Development and Business Research calculated a cost-benefit analysis indicating benefit-to-cost ratios, which are as follow:

City of Wichita	1.86 to one
Sedgwick County	1.45 to one
USD 259	2.35 to one
State of Kansas	6.26 to one

The City Attorney's Office will review and approve the documents as to form prior to the adoption of the Ordinance.

Mayor Knight

Mayor Knight inquired if anyone wished to be heard and no one appeared.

Motion --

Gale moved that public hearing be closed; first reading of the Ordinance granting a 93% tax exemption on the identified real and personal property improvements for a five year term, and a 46.5% exemption on real property only, for a further five-year period, subject to City Council review, be approved.

-- carried

Motion carried 7 to 0.

ORDINANCE

An Ordinance exempting property from ad valorem taxation for economic development purposes pursuant to Article 11, Section 13, of the Kansas Constitution; providing the terms and conditions for Ad Valorem Tax Exemption; and describing the property of Sharpening Specialists, so exempted, introduced and under the rules laid over.

COWSKIN CREEK

COWSKIN CREEK BASIN FLOOD MITIGATION PROJECTS. (Districts IV and V)

Steve Lackey

Director of Public Works reviewed the Item.

Agenda Report No. 01-0455.

On February 8, 2000, the City Council approved Contracts with Black and Veatch and Mid-Kansas Engineering Consultants, Inc. (MKEC), for several flood mitigation projects in the Cowskin Creek Basin. The Contract with Black & Veatch was for a basin-wide Master Drainage Plan while the contract with MKEC was for the design of three projects, including:

1. Dry Creek Overflow Prevention
2. Cowskin Channel Improvements – Kellogg to Maple
3. Cowskin Channel Improvements – Maize to Central

Subsequent to the initiation of the design contracts (above), the Mayor contacted the U.S. Army Corps of Engineers concerning possible financial assistance in the construction of these projects. The Corps staff and City staff have negotiated the proposed Feasibility Study Agreement and Project Management Plan. The Feasibility Study will identify potential flood mitigation projects in the basin (including, but not limited to, the three mentioned above) and will include the appropriate cultural/environmental assessments, socio-economic studies, and cost-benefits analysis. If the study concludes that the construction of a project(s) is justifiable, then the Corps could provide 65% of the right-of-way and construction costs, with a maximum participation limited to \$7.0 million dollars.

By entering into this Section 205 Project Agreement, there will be a change in the project schedules. Originally, staff had proposed to begin the construction of the two channel projects this Summer, with the Dry Creek Overflow Prevention Project beginning in 2003. Normally, it takes several years to complete a feasibility study. However, since the City has already retained consultants working on the flood issues, much of the data the Corps would have to develop with some additional work effort can be

Although the construction of the channel projects may be delayed somewhat by the Corps involvement, other improvements have been (or will be) made in the near future to reduce flood levels. The Central

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Kansas Railway Bridge south of Kellogg, which is a major source of backwater through the Dell and Hidden Lakes areas, is proposed for removal next Fall. New bridges over the Cowskin will also be built with the next phase of the Kellogg west project (scheduled to begin later this year). These bridges will be expanded, further reducing flood backwater. A new bridge has been constructed on 119th Street that will relieve backwater in the Wheatland Subdivision area and a new bridge will be built over the North Fork Calfskin Creek at Maple, which will provide similar benefits in Breezy Point. The City and County have completed the installation of an improved flood forecast system for Cowskin Creek basin.

The total estimated cost of the Feasibility Study is \$964,542, of which \$532,271 will be Corps funds, with \$432,271 in matching (in-kind) services by the City of Wichita and Sedgwick County. The in-kind services will be performed by the design Consultants currently under contract. Both consultants' contracts have to be amended to support the revised Scope of services required for the 205 Project. The table (below) shows the Supplemental Agreement fees and total revised fees for both Consultants. Sedgwick County has agreed to pay for half of the Supplemental Agreement fees.

Consultant	Original Contract Fee	Supplemental Agreement Fee	Revised Total Fee
Black & Veatch	\$385,345	\$148,716	\$ 534,061
<u>MKEC</u>	<u>\$487,320</u>	<u>\$160,880</u>	<u>\$ 648,200</u>
Totals:	\$872,665	\$309,596	\$1,182,261

The City of Wichita's additional obligation for the Section 205 Project is limited to half the cost of the Supplemental Agreement fees, or \$154,798. These funds are available from G.O. Bond funds in the 2001 CIP (Project No. SW86-0002).

The total projected construction cost for the three construction projects is \$12,490,000. General Obligation Bonds are proposed to finance these projects in the 2001 Capital Improvement Program in an amount of \$2,745,000, with the balance of the total funding coming from other sources.

Mayor Knight

Mayor Knight inquired if anyone wished to be heard and no one appeared.

Motion --

-- carried

Martz moved that the Corps Agreement/Project Management Plan and the Consultant's Supplemental Agreements be approved; and the necessary signatures be authorized. Motion carried 7 to 0.

HUD

HUD CONSOLIDATED PLAN – 2001-2002 ONE-YEAR ACTION PLAN.

Tom Smith

Grants In-Aid Coordinator reviewed the Item.

Agenda Report No. 01-0469.

On July 11, 2000, the City Council approved the condemnation of 1515 N. Madison. On August 1, 2000 the City Council approved the condemnation of 939 N. Ohio and 1027 North Green. The Office of Central Inspection requested to use Community Development Block Grant funds for clearance and demolition of these properties.

On February 27, 2001, the City Council authorized a 30-day public comment period to receive comments on a substantial amendment to the 2000/2001 One-Year Action Plan.

The amendment permits the City to use CDBG funds for clearance and demolition of structures approved by official order from the City Council pursuant to State Law.

All projects will be located within the Neighborhood Revitalization Strategy Area and address the elimination of slum and blighting influences on a spot basis.

Clearance and demolition for the above listed properties will be funded with funds transferred from the existing Commercial and Residential Acquisition Demolition program. The amount of \$12,208 will be transferred from Commercial and Residential Acquisition/Demolition to a separate Clearance and Demolition activity.

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HUD regulations require that citizens be allowed 30 days to comment on all substantial amendments to the City's Consolidated Plan. The 30-day public comment period expired March 28, 2001 and no comments were received.

Mayor Knight

Mayor Knight inquired if anyone wished to be heard and no one appeared.

Motion --
-- carried

Knight moved that the One-Year Action Plan and budget transfer be approved; and implementation of the public comment period be authorized. Motion carried 7 to 0.

(Addendum No. 5A)
EASTBOROUGH

EASTBOROUGH-KELLOGG AGREEMENT.

Steve Lackey

Director of Public Works reviewed the Item.

Agenda Report No. 01-0483.

The City's plans to expand the Kellogg freeway eastward has been delayed pending approval and support from the City of Eastborough. A major portion of this proposed project is situated adjacent to Eastborough and impacts property within that City. To proceed with this project requires acquisition of private and public property. Negotiations have been carried out over an extended period of time with Eastborough representatives to facilitate this major highway project. A settlement has now been reached and an Agreement approved that resolves the outstanding issues involved with this project as it pertains to the City of Eastborough.

To commence construction of the new freeway/interchange, the City must purchase some residential properties in Eastborough and reconstruct its pond/park.

The agreement before the City Council will allow the City to purchase (a maximum of 21) properties, reconstruct Eastborough's park and pond, rehabilitate Woodlawn (Kellogg to 2nd Street), rehabilitate 2nd Street (west of Woodlawn), rehabilitate Norfolk (north of Douglas), install a new traffic signal at Douglas and Woodlawn, and pay for miscellaneous expenses associated with project oversight.

The City will build a six-lane freeway and frontage road system that will serve up to 100,000 vehicles a day. In addition, by acquiring rights-of-way on the north side of Kellogg, the City will benefit from right-of-way costs by not having to buy the commercial properties on the south side of Kellogg.

The total costs involved with the negotiated agreement with the City of Eastborough totals approximately \$4.0 million. The restoration of the park and pond area amounts to \$3,517,295.12 of this total amount. The remainder pays for the infrastructure improvements, required by Eastborough (outlined above). The highway budget - funded from local sales tax revenues - will be used to pay for these and other expenses of the highway program. The project design and right-of-way costs, including those costs associated with the Eastborough agreement, are funded by the City of Wichita; the construction work is expected to be funded by the State of Kansas.

The City of Wichita has no authority to do projects within other cities without their specific agreement. The proposed agreement will allow Wichita to proceed with this proposed access-controlled Kellogg improvement.

Mayor Knight

Mayor Knight inquired if anyone wished to be heard and no one appeared.

Motion --
-- carried

Knight moved that the Agreement/Contract be approved and the necessary signatures be authorized. Motion carried 7 to 0.

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LANDFILL

STATUS REPORT ON PROPOSED CONSTRUCTION AND DEMOLITION (C & D) LANDFILL APPLICATION.

Steve Lackey

Director of Public Works reviewed the Item.

Agenda Report No. 01-0457.

On December 12, 2000, the City Council approved the selection of Herzog Environmental Inc. as the City's contractor to develop and operate a Construction and Demolition (C&D) Landfill on the site of the present Brooks Municipal Landfill. On January 23, 2001, the Council approved the agreement between the City and Herzog Environmental, Inc.

City staff, representatives of Herzog Environmental, and their consulting engineers have met with Kansas Department of Health and Environment (KDHE) staff during the development of a permit modification for the Brooks site. Required engineering studies and plans, which will become a part of the permit application, are approximately 75% completed.

Sedgwick County must now certify that the permit amendment is consistent with the County's adopted solid waste plan. The Sedgwick County Solid Waste Management Committee certified that this modification is consistent with the County's plan in its regular meeting of March 26, 2001. The County Commission is expected to consider this request in their regular meeting on April 11, 2001. The formal submission of the permit modification request will be made to KDHE on April 12, 2001, following the County Commission's approval.

The City is also preparing a Conditional Use request for a clean rubble disposal area west of Hillside and south of K 96 highway. It is planned that this site will be for City use only and not open to the public. This additional site will increase the options the City has in managing clean rubble and may be able to be used (on an emergency and standby basis) for disaster recovery operations.

Both facilities are expected to be operational by October 11, 2001

Under the terms of the agreement between the City and Herzog, Herzog will establish and operate the C&D Landfill for an initial five-year term. The City will receive a \$9.00 surcharge on each ton of waste brought into the site. This money will be used to pay the State's disposal fee, closure, and post-closure care costs. The City will be able to bring storm debris and street sweepings to the site at no charge, subject to the site receiving the expected amounts of tonnage from the public. Because the City will be in direct competition with two (or more) private C&D disposal sites, the tipping fee will be determined by market prices. The present disposal cost at Brooks is \$26 per ton.

Mayor Knight

Mayor Knight inquired if anyone wished to be heard and no one appeared.

Motion -- carried

Cole moved that the report be received and filed. Motion carried 7 to 0.

(The following two Items were considered later in the meeting; action is shown in Agenda order.)

ASSESSMENTS

PUBLIC HEARING ON PROPOSED ASSESSMENTS FOR PAVING PROJECT IN JULY 2001 BOND SALES, SERIES 766. (District II)

Mike Lindebak

City Engineer reviewed the Item.

Agenda Report No. 01-0548.

The Council was notified on February 13, 2001, that the proposed assessment rolls were on file for public inspection in the Debt Management Section of the Finance Department.

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Notice of hearing was published March 10, 2001 ten days prior to the date of hearing, and affected property owners have been notified in writing. City personnel held an informal hearing March 19, 2001, for the paving projects.

Statements of Special Assessment will be mailed to the property owners on April 13, 2001. The property owners have 30 days from date of statement to pay their assessment and avoid paying interest. The assessments not paid during this period will be in the July 2001 Bond Sale and put on the 2001 tax roll over a 15-year spread at the interest rate for which the bonds sell.

This project was initiated pursuant to provisions of K.S.A. 12-6a01 et seq. The petition was signed by 91 percent of the ownership:

Project No.:

472-83358 91% Petition – Landscaping Street Entrances for Willowbend

a) (490-784/765673/472-83358) - Installation of Landscaping Street Entrances for Willowbend North Estates Addition, and Willowbend North Addition - south of 45th Street South, west of Rock, as authorized by Resolution No. R-01-090, adopted March 6, 2001, and published March 10, 2001. Petition for this improvement was signed by owners representing 91 percent of the property ownership. The Statement of Cost approved March 20, 2001 in the amount of \$150,000.00 is to be apportioned 100 percent payable by the improvement district. The cost has been assessed on a fractional basis.

Mayor Knight

Mayor Knight inquired if anyone wished to be heard and no one appeared.

Motion --
-- carried

Knight moved that the public hearing be closed; the assessments be approved; and the Ordinances be placed on first reading. Motion carried 7 to 0.

ORDINANCE

a) (490-784/765673/472-83358)

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of Installation of Landscaping Street Entrances for Willowbend North Estates Addition, and Willowbend North Addition - south of 45th Street South, west of Rock, introduced and under the rules laid over.

SPECIALS

PUBLIC HEARING ON PROPOSED ASSESSMENTS FOR 17 WATER, 21 SEWER, AND THREE STORM SEWER PROJECTS IN BOND SALE SERIES 766 FOR JULY 2001.

Mike Lindebak

City Engineer reviewed the Item.

Agenda Report No. 01-0459.

The Council was notified February 13, 2001, for water, sewer and storm water sewer projects that the proposed assessment rolls were on file for public inspection in the Debt Management Office of the Department of Finance.

Notice of hearing was published February 16, 2001, for water and sewer projects, being not less than ten days prior to the date of hearing. Property owners have been notified in writing. City personnel held informal hearings March 5, 2001, on water and sewer projects.

Statement of Special Assessment will be mailed to the property owners on April 13, 2001, for water and sewer projects. The property owners have 30 days from the date of statement to pay their assessment and avoid paying interest. The assessments not paid during this period will be in the July 2001 Bond Sale Series 766 and put on the 2001 tax roll over a 15 year spread at the interest rate for which the bonds sell.

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These projects were initiated pursuant to provisions of K.S.A. 12-6a01 et seq. All were 100% petitions: with the following exceptions:

WATER AND SEWER PROJECTS:

448-89363	46.6%	Petition –	Various Additions south of 61st N.
448-89376	60.6%	Petition –	Maple Hills 2,3,4 & 5th Additions
448-89453	69.2%	Petition –	Woodland-Westfield 2nd
448-89363	46.6%	Petition -	Various Additions along 61st North along 119th St. West
468-83030		Ordered In by City-	Unplatted Tracts West of 119th West

WATER PROJECTS:

- a) (470-625/734955/448-89132 - Construction of Water Distribution System No. 448-89132 to serve Regency Lakes Addition - north of 21st Street North, west of Greenwich Road, as authorized by Resolution No. R-97-102 adopted April 15, 1997, and published April 18, 1997. Petition for this improvement was signed by owners representing 100 percent of the property ownership. The Statement of Cost approved December 19, 2000, in the amount of \$79,629.00 is to be apportioned 100 percent to the improvement district. The cost has been assessed on a fractional basis.
- b) (470-635/734965/448-89236) - Construction of Water Distribution System No. 448-89236 to serve Shelly's Orchard Addition - north of Pawnee, east of Maize Road, as authorized by Resolution No. R-98-027 adopted February 10, 1998, and published February 13, 1998. Petition for this improvement was signed by owners representing 100 percent of the property ownership. The Statement of Cost approved December 19, 2000, in the amount of \$74,777.00 is to be apportioned \$38,884.04 (52%) to the improvement district and \$35,892.96 (48%) to the City-at-large utilizing Water Utility Improvement Funds The cost has been assessed on a fractional basis.
- c) (470-646/734976/448-89335) - Construction of Water Distribution System No. 448-89335 to serve Balthrop Addition - north of Central, east of Greenwich Road, as authorized by Resolution No. R-98-542 adopted December 22, 1998, and published December 24, 1998. Petition for this improvement was signed by owners representing 100 percent of the property ownership. The Statement of Cost approved December 19, 2000, in the amount of \$46,158.00 is to be apportioned 100 percent to the improvement district. The cost has been assessed on a fractional basis.
- d) (470-580/734910/448-89363) - Construction of Water Distribution System No. 448-89363 to serve the following Additions: Vanview, Hartzler Estates, Interurban Place, Hollinsworth, Ormiston, replats of Powell's, Fox's, Vanview, Culbertson, Interurban Place and Unplatted Tracts of Land - south of 61st Street North, east of the Little Arkansas River, as authorized by Resolution No. R-99-055 adopted February 2, 1999, and published February 5, 1999. Petition for this improvement was signed by owners representing 51.3 percent of the property ownership (200 of 390 owners) and 46.6 percent of the Improvement district. The Statement of Cost approved December 19, 2000, in the amount of \$762,021.00 is to be apportioned \$693,439.11 (91 percent) to the improvement district, and \$68,581.89 (9%) to the City-at-large utilizing Water Utility Improvement Funds. The cost has been assessed on a fractional basis.
- e) (470- 600/734930/448-89376) - Construction of Water Distribution System No. 448-89376 to serve Maple Hills Addition and Maple Hills 2nd, 3rd, 4th and 5th Additions and an Unplatted Tract of Land - south of Maple, west of 135th Street West, as authorized by Resolution No. R-99-194 adopted June 8, 1999, and published June 11, 1999. Petition for this improvement was signed by 91 of 135 owners representing 67.4 percent of the property ownership and 60.6 percent of the Improvement district. The Statement of Cost approved December 19, 2000, in the amount of \$236,117.00 is to be apportioned 100 percent to the improvement district. The cost has been assessed on a fractional basis.
- f) (470-628/734958/448-89402) - Construction of Water Distribution System No. 448-89402 to serve Aberdeen 3rd Addition - north of 21st Street North, east of 119th Street West, as authorized by Resolution No. R-99-246 adopted June 22, 1999, published June 25, 1999; and rescinded by Resolution

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R-00-181 adopted May 2, 2000, and published May 5th, 2000. Petition for this improvement was signed by owners representing 100 percent of the property ownership. The Statement of Cost approved December 19, 2000, in the amount of \$144,140.00 is to be apportioned 100 percent to the improvement district. The cost has been assessed on a fractional basis.

g) (470-632/734962/448-89426) - Construction of Water Distribution System No. 448-89426 to serve Highland Springs 2nd Addition - west of 135th Street West, south of Central, as authorized by Resolution No. R-99-372 adopted September 28, 1999, and published October 1, 1999. Petition for this improvement was signed by owners representing 100 percent of the property ownership. The Statement of Cost approved December 19, 2000, in the amount of \$85,532.00 is to be apportioned \$80,357.31 (93.95 percent) to the improvement district and \$5,174.69 (6.05 percent) to the City-at-large utilizing Water Utility Improvement Funds. The cost has been assessed on a fractional basis.

h) (470-617/734947/448-89430) - Construction of Water Distribution System No. 448-89430 to serve Angel Acres Addition - west of Meridian, north of 47th Street South, as authorized by Resolution No. R-99-419 adopted November 2, 1999, and published November 5, 1999. Petition for this improvement was signed by owners representing 100 percent of the property ownership. The Statement of Cost approved December 19, 2000, in the amount of \$53,669.00 is to be apportioned 100 percent to the improvement district. The cost has been assessed on a fractional basis.

i) (470-619/734949/448-89444) - Construction of Water Distribution System No. 448-89444 to serve Plaza Central Office Park Addition - south of Central, east of Greenwich Road, as authorized by Resolution No. R-00-003 adopted January 4, 2000, published January 7, 2000; and rescinded by Resolution R-00-227 adopted May 23, 2000, published May 26, 2000; and rescinded the second time by Resolution R-00-237 adopted June 6, 2000, and published June 9, 2000. Petition for this improvement was signed by owners representing 100 percent of the property ownership. The Statement of Cost approved December 19, 2000, in the amount of \$49,411.00 is to be apportioned 100 percent to the improvement district. The cost has been assessed on a fractional basis.

j) (470-624/734954/448-89447) - Construction of Water Distribution System No. 448-89447 to serve Wilson Farms 2nd Addition - south of 21st Street North, west of Webb Road, as authorized by Resolution No. R-00-073 adopted February 15, 2000, and published February 18, 2000. Petition for this improvement was signed by owners representing 100 percent of the property ownership. The Statement of Cost approved December 19, 2000, in the amount of \$53,541.00 is to be apportioned 100 percent to the improvement district. The cost has been assessed on a fractional basis.

k) (470-626/734956/448-89449) - Construction of Water Distribution System No. 448-89449 to serve an Regency Park Addition - west of Greenwich Road, north of K-96, as authorized by Resolution No. R-00-059 adopted February 15, 2000, published February 18, 2000; and rescinded by Resolution No. R-00-210 adopted May 16, 2000, and published May 19, 2000. Petition for this improvement was signed by owners representing 100 percent of the property ownership. The Statement of Cost approved December 19, 2000, in the amount of \$68,809.00 is to be apportioned 100 percent to the improvement district. The cost has been assessed on a fractional basis.

l) (470-623/734953/448-89450) - Construction of Water Distribution System No. 448-89450 to serve Great Plains Business Park 2nd Addition - east of Oliver, south of 37th Street North, as authorized by Resolution No. R-00-046 adopted February 8, 2000, and published February 11, 2000. Petition for this improvement was signed by owners representing 100 percent of the property ownership. The Statement of Cost approved December 19, 2000, in the amount of \$73,337.00 is to be apportioned 100 percent to the improvement district. The cost has been assessed on a fractional basis.

m) (470-629/734959/448-89453) - Construction of Water Distribution System No. 448-89453 to serve Woodland-Westfield 2nd and Westfield Acres Additions - north of Maple, west of Tyler Road, as authorized by Resolution No. R-00-041 adopted February 8, 2000, and published February 11, 2000. Petition for this improvement was signed by 2 of 4 owners representing 50 percent of the property ownership and 69.2 percent of the improvement district. The Statement of Cost approved December 19, 2000, in the amount of \$34,485.00 is to be apportioned 100 percent to the improvement district. The cost has been assessed on a fractional basis.

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n) (470-631/734961/448-89462) - Construction of Water Distribution System No 448-89462 to serve Oak Cliff Estates Addition - north of Maple, west of Maize Road, as authorized by Resolution No. R-00-105 adopted March 21, 2000, and published March 24, 2000. Petition for this improvement was signed by owners representing 100 percent of the property ownership. The Statement of Cost approved December 19, 2000, in the amount of \$17,853.00 is to be apportioned 100 percent to the improvement district. The cost has been assessed on a square foot basis.

o) (470-636/734966/448-89469) - Construction of Water Distribution System No. 448-89469 to serve Legacy Park Wilson Estates Additions - south of 21st Street North, west of Webb Road, as authorized by Resolution No. R-00-222 adopted May 16, 2000, and published May 19, 2000. Petition for this improvement was signed by owners representing 100 percent of the property ownership. The Statement of Cost approved December 19, 2000, in the amount of \$62,946.00 is to be apportioned 100 percent to the improvement district. The cost has been assessed on a fractional basis.

p) (470-634/734964/448-89471) - Construction of Water Distribution System No. 448-89471 to serve West Ridge Estates Addition - south of 29th Street North, east of 119th Street West, as authorized by Resolution No. R-00-189 adopted May 2, 2000, and published May 5, 2000. Petition for this improvement was signed by owners representing 100 percent of the property ownership. The Statement of Cost approved December 19, 2000, in the amount of \$90,448.00 is to be apportioned 100 percent to the improvement district. The cost has been assessed on a fractional basis.

q) (470-643/734973/448-89478) - Construction of Water Distribution System No. 448-89478 to serve Auburn Hills Tenth Addition - south of Maple, east of 135th Street West, as authorized by Resolution No. R-00-238 adopted June 6, 2000, and published June 9, 2000. Petition for this improvement was signed by owners representing 100 percent of the property ownership. The Statement of Cost approved December 19, 2000, in the amount of \$10,440.00 is to be apportioned 100 percent to the improvement district. The cost has been assessed on a fractional basis.

SEWER PROJECTS:

a) (480-518/743830/468-82696) - Construction of Lateral 138, War Industries Sewer to serve Regency Lakes Addition - north of 21st Street North, west of Greenwich Road, as authorized by Resolution No. R-97-104 adopted April 15, 1997, and published April 18, 1997. Petition for this improvement was signed by owners representing 100 percent of the property ownership. The Statement of Cost approved December 19, 2000, in the amount of \$120,209.00.00 is to be apportioned 100 percent to the improvement district. The cost has been assessed on a fractional basis.

b) (480-512/743824/468-82716) - Construction of Lateral 8, Cowskin Interceptor Sewer to serve Maple Dunes Addition - north of Maple, east of 135th Street West, as authorized by Resolution No. R-97-213 adopted July 1, 1997, and published July 7, 1997. Petition for this improvement was signed by owners representing 100 percent of the property ownership. The Statement of Cost approved December 19, 2000, in the amount of \$31,717.00 is to be apportioned 100 percent to the improvement district. The cost has been assessed on a fractional basis.

c) (480-542/743854/468-82768) - Construction of Lateral 383, Southwest Interceptor Sewer to serve Forest Lakes West Addition - north of 29th Street, east of Tyler Road, as authorized by Resolution No. R-97-345 adopted September 23, 1997, and published September 26, 1997. Petition for this improvement was signed by owners representing 100 percent of the property ownership. The Statement of Cost approved December 19, 2000, in the amount of \$35,446.00 is to be apportioned 100 percent to the improvement district. The cost has been assessed on a fractional basis.

d) (480-537/743849/468-82818) - Construction of Lateral 395, Southwest Interceptor Sewer to serve Newmarket Square Addition - north of 21st Street North, west of Maize Road, as authorized by Resolution No. R-98-136 adopted April 14, 1998, and published April 17, 1998. Petition for this improvement was signed by owners representing 100 percent of the property ownership. The Statement of Cost approved December 19, 2000, in the amount of \$29,874.00 is to be apportioned 100 percent to the improvement district. The cost has been assessed on a fractional basis.

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- e) (480-488/743800/468-82942) - Construction of Lateral 421, Southwest Interceptor Sewer to serve Huntington Place 6th Addition - south of 13th Street, west of Maize Road, as authorized by Resolution No. R-99-547 adopted December 22, 1998, and published December 24, 1998. Petition for this improvement was signed by owners representing 100 percent of the property ownership. The Statement of Cost approved December 19, 2000, in the amount of \$9,279.00 is to be apportioned 100 percent to the improvement district. The cost has been assessed on a fractional basis.
- f) (480-521/743833/468-83004) - Construction of Lateral 432, Southwest Interceptor Sewer to serve Aberdeen 3rd, Evergreen and Evergreen 2nd Additions - north of 21st Street North, east of 119th Street West, as authorized by Resolution No. R-99-248 adopted June 22, 1999, published June 25, 1999; and rescinded by Resolution No. R-00-180 adopted May 2, 2000, and published May 5, 2000. Petition for this improvement was signed by owners representing 100 percent of the property ownership. The Statement of Cost approved December 19, 2000, in the amount of \$441,313.00 is to be apportioned 100 percent to the improvement district. The cost has been assessed on a fractional basis.
- g) (480-502/743814/468-83022) - Construction of Lateral 137, Main 4, Sanitary Sewer No. 23 to serve Walnut Grove Addition - west of Arkansas Avenue, north of 35th Street North, as authorized by Resolution No. R-99-341 adopted September 14, 1999, published September 17, 1999; and rescinded by Resolution No. R-00-185 adopted May 2, 2000, and published May 5, 2000. Petition for this improvement was signed by owners representing 100 percent of the property ownership. The Statement of Cost approved December 19, 2000, in the amount of \$11,811.00 is to be apportioned 100 percent to the improvement district. The cost has been assessed on a fractional basis.
- h) (480-527/743839/468-83027) - Construction of Lateral 22, Cowskin Interceptor Sewer to serve Highland Springs 2nd Addition and an Unplatted Tract "A" - west of 135th Street West, south of Central, as authorized by Resolution No. R-99-374 adopted September 28, 1999, published October 1, 1999, and corrected and republished February 26, 2001. Petition for this improvement was signed by owners representing 100 percent of the property ownership. The Statement of Cost approved December 19, 2000, in the amount of \$145,163.00 is to be apportioned 100 percent to the improvement district. The cost has been assessed on a fractional basis.
- i) (480-503/743815/468-83030) - Construction of Lateral 438, Southwest Interceptor Sewer to serve an Unplatted Tract of Land - north of Central, west of 119th Street West, as authorized by Resolution No. R-99-383 adopted October 12, 1999, published October 15, 1999; and rescinded by Resolution No. R-00-341 adopted September 19, 2000, and published September 23, 2000. This project was ordered in by City Council and was supported by four of the five property owners or 80 percent of the property ownership. The Statement of Cost approved December 19, 2000, in the amount of \$43,521.00. was amended March 20, 2001 and reduced to \$39,071.00.; is to be apportioned 100 percent to the improvement district. The cost has been assessed on a fractional basis.
- j) (480-510/743822/468-83044) - Construction of Lateral 442 Southwest Interceptor Sewer to serve Angel Acres Addition - west of Meridian, north of 47th Street South, as authorized by Resolution No. R-99-421 adopted November 2, 1999, published November 5, 1999; and rescinded by Resolution No. R-00-182 adopted May 2, 2000, and published May 5, 2000. Petition for this improvement was signed by owners representing 100 percent of the property ownership. The Statement of Cost approved December 19, 2000, in the amount of \$188,922.00 is to be apportioned 100 percent to the improvement district. The cost has been assessed on a fractional basis.
- k) (480-517/743829/468-83057) - Construction of Lateral 79, Main 22, War Industries Sewer to serve Wilson Farms 2nd Addition - south of 21st Street North, west of Webb Road, as authorized by Resolution No. R-00-075 adopted February 15, 2000, and published February 18, 2000. Petition for this improvement was signed by owners representing 100 percent of the property ownership. The Statement of Cost approved December 19, 2000, in the amount of \$131,178.00 is to be apportioned 100 percent to the improvement district. The cost has been assessed on a fractional basis.
- l) (480-515/743827/468-83059) - Construction of Lateral 89, Main 1, Southwest Interceptor Sewer to serve Cedarvale Acres Addition - east of Washington, north of 47th Street South, as authorized by Resolution No. R-00-018 adopted January 25, 2000, and published January 28, 2000. Petition for this improvement was signed by owners representing 100 percent of the property

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ownership. The Statement of Cost approved December 19, 2000, in the amount of \$19,892.00 is to be apportioned 100 percent to the improvement district. The cost has been assessed on a square foot basis.

m) (480-513/743825/468-83060) - Construction of Lateral 54, Main 3, Southwest Interceptor Sewer to serve Aero Addition - south of I-135 South, east of Meridian, as authorized by Resolution No. R-00-019 adopted January 25, 2000, and published January 28, 2000. Petition for this improvement was signed by owners representing 100 percent of the property ownership. The Statement of Cost approved December 19, 2000, in the amount of \$3,438.00 is to be apportioned 100 percent to the improvement district. The cost has been assessed on a square foot basis.

n) (480-516/743828/468-83067) - Construction of Lateral 100, Sanitary Sewer No. 23 Sewer to serve Great Plains Business Park 2nd Addition - east of Oliver, south of 37th Street North, as authorized by Resolution No. R-00-047 adopted February 8, 2000, and published February 11, 2000. Petition for this improvement was signed by owners representing 100 percent of the property ownership. The Statement of Cost approved December 19, 2000, in the amount of \$109,858.00 is to be apportioned 100 percent to the improvement district. The cost has been assessed on a fractional basis.

o) (480-524/743836 /468-83080) - Construction of Lateral 446, Southwest Interceptor Sewer to serve Airport Industrial Park Addition - south of Harry, west of Hoover, as authorized by Resolution No. R-00-117 adopted March 28, 2000, and published March 31, 2000. Petition for this improvement was signed by owners representing 100 percent of the property ownership. The Statement of Cost approved December 19, 2000, in the amount of \$19,836.00 is to be apportioned 100 percent to the improvement district. The cost has been assessed on a square foot basis.

p) (480-526/743838/468-83081) - Construction of Lateral 445, Southwest Interceptor Sewer to serve Oak Cliff Estates Addition - north of Maple, west of Maize Road, as authorized by Resolution No. R-00-104 adopted March 21, 2000, and published March 24, 2000. Petition for this improvement was signed by owners representing 100 percent of the property ownership. The Statement of Cost approved December 19, 2000, in the amount of \$17,197.00 is to be apportioned 100 percent to the improvement district. The cost has been assessed on a square foot basis.

q) (480-520/743832/468-83082) - Construction of Lateral 32, Main 1, Westlink Sewer to serve Woodland-Westfield 2nd Addition - north of Maple, west of Tyler Road, as authorized by Resolution No. R-00-094 adopted March 7, 2000, and published March 14, 2000. Petition for this improvement was signed by owners representing 100 percent of the property ownership. The Statement of Cost approved December 19, 2000, in the amount of \$31,064.00 is to be apportioned 100 percent to the improvement district. The cost has been assessed on a fractional basis.

r) (480-522/743834/468-83086) - Construction of Lateral 166, Sanitary Sewer No. 22 to serve Bullinger Gardens Addition - west of Bullinger, south of 27th Street North, as authorized by Resolution No. R-00-116 adopted March 28, 2000, and published March 31, 2000. Petition for this improvement was signed by owners representing 100 percent of the property ownership. The Statement of Cost approved December 19, 2000, in the amount of \$11,373.00 is to be apportioned 100 percent to the improvement district. The cost has been assessed on a fractional basis.

s) (480-528/743840/468-83102) - Construction of Lateral 451, Southwest Interceptor Sewer to serve West Ridge Estates Addition - south of 29th Street North, east of 119th Street West, as authorized by Resolution No. R-00-191 adopted May 2, 2000, and published May 5, 2000. Petition for this improvement was signed by owners representing 100 percent of the property ownership. The Statement of Cost approved December 19, 2000, in the amount of \$149,728.00 is to be apportioned 100 percent to the improvement district. The cost has been assessed on a fractional basis.

t) (480-530/743842/468-83113) - Construction of Lateral 4, Main 2, Cowskin Interceptor Sewer to serve Auburn Hills Tenth Addition - south of Maple, east of 135th Street West, as authorized by Resolution No. R-00-239 adopted June 6, 2000, and published June 9, 2000. Petition for this improvement was signed by owners representing 100 percent of the property ownership. The Statement of Cost approved December 19, 2000, in the amount of \$14,630.00 is to be apportioned 100 percent to the improvement district. The cost has been assessed on a fractional basis.

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u) (480-538/743850/468-83147) - Construction of Lateral 461 Southwest Interceptor Sewer to serve Evergreen and Evergreen 2nd Additions - north of 21st Street North, west of Maize Road, as authorized by Resolution No. R-00-309 adopted August 8, 2000, and published August 11, 2000. Petition for this improvement was signed by owners representing 100 percent of the property ownership. The Statement of Cost approved December 19, 2000, in the amount of \$61,744.00 is to be apportioned 100 percent to the improvement district. The cost has been assessed on a fractional basis.

STORM WATER SEWER:

a) (485-171/751280/468-82976) - Construction of Storm Water Drain No. 143 to serve Plaza Central Office Park Addition - south of Central, east of Greenwich Road, as authorized by Resolution No. R-99-100 adopted March 16, 1999, published March 19, 1999; rescinded by Resolution No. R-99-395 adopted October 12, 1999, published October 15, 1999; and amended by Resolution No. R-00-350 adopted September 26, 2000, and published September 30, 2000. Petition for this improvement was signed by owners representing 100 percent of the property ownership. The Statement of Cost approved December 19, 2000, in the amount of \$277,138.00 is to be apportioned 100 percent to the improvement district. The cost has been assessed on a fractional basis.

b) (485-176/751285/468- 83058) - Construction of Storm Water Sewer No. 531 to serve Wilson Farms 2nd Addition - south of 21st Street North, west of Webb Road, as authorized by Resolution No. R-00-076 adopted February 15, 2000, and published February 18, 2000. Petition for this improvement was signed by owners representing 100 percent of the property ownership. The Statement of Cost approved December 19, 2000, in the amount of \$127,117.00 is to be apportioned 100 percent to the improvement district. The cost has been assessed on a fractional basis.

c) (485-175/751284/468-83068) - Construction of Storm Water Sewer No. 534 to serve Great Plains Business Park 2nd Addition - east of Oliver, south of 37th Street North, as authorized by Resolution No. R-00-048 adopted February 8, 2000, and published February 11, 2000. Petition for this improvement was signed by owners representing 100 percent of the property ownership. The Statement of Cost approved December 19, 2000, in the amount of \$121,526.00 is to be apportioned 100 percent to the improvement district. The cost has been assessed on a fractional basis.

Mayor Knight

Mayor Knight inquired if anyone wished to be heard and no one appeared.

Motion --
-- carried

Knight moved that the public hearing be closed; the assessments be approved; and the Ordinances be placed on first reading. Motion carried 7 to 0.

WATER PROJECTS:

a) (470-625/734955/448-89132)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89132 to serve Regency Lakes Addition - north of 21st Street North, west of Greenwich Road, introduced and under the rules laid over.

b) (470-635/734965/448-89236)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89236 to serve Shelly's Orchard Addition - north of Pawnee, introduced and under the rules laid over.

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c) (470-646/734976/448-89335)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89335 to serve Balthrop Addition - north of Central, east of Greenwich Road, introduced and under the rules laid over.

d) (470-580/734910/448-89363)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89363 to serve the following Additions: Vanview, Hartzler Estates, Interurban Place, Hollinsworth, Ormiston, replats of Powell's, Fox's, Vanview, Culbertson, Interurban Place and Unplatted Tracts of Land - south of 61st Street North, east of the Little Arkansas River, introduced and under the rules laid over.

e) (470- 600/734930/448-89376)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89376 to serve Maple Hills Addition and Maple Hills 2nd, 3rd, 4th and 5th Additions and an Unplatted Tract of Land - south of Maple, west of 135th Street West, introduced and under the rules laid over.

f) (470-628/734958/448-89402)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89402 to serve Aberdeen 3rd Addition - north of 21st Street North, east of 119th Street West, introduced and under the rules laid over.

g) (470-632/734962/448-89426)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89426 to serve Highland Springs 2nd Addition - west of 135th Street West, south of Central, introduced and under the rules laid over.

h) (470-617/734947/448-89430)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89430 to serve Angel Acres Addition - west of Meridian, north of 47th Street South, introduced and under the rules laid over.

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i) (470-619/734949/448-89444)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89444 to serve Plaza Central Office Park Addition - south of Central, east of Greenwich Road, introduced and under the rules laid over.

j) (470-624/734954/448-89447)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89447 to serve Wilson Farms 2nd Addition - south of 21st Street North, west of Webb Road, introduced and under the rules laid over.

k) (470-626/734956/448-89449)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89449 to serve an Regency Park Addition - west of Greenwich Road, north of K-96, introduced and under the rules laid over.

l) (470-623/734953/448-89450)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89450 to serve Great Plains Business Park 2nd Addition - east of Oliver, south of 37th Street North, introduced and under the rules laid over.

m) (470-629/734959/448-89453)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89453 to serve Woodland-Westfield 2nd and Westfield Acres Additions - north of Maple, west of Tyler Road, introduced and under the rules laid over.

n) (470-631/734961/448-89462)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No 448-89462 to serve Oak Cliff Estates Addition - north of Maple, west of Maize Road, introduced and under the rules laid over.

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- o) (470-636/734966/448-89469)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89469 to serve Legacy Park Wilson Estates Additions - south of 21st Street North, west of Webb Road, introduced and under the rules laid over.

- p) (470-634/734964/448-89471)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89471 to serve West Ridge Estates Addition - south of 29th Street North, east of 119th Street West, introduced and under the rules laid over.

- q) (470-643/734973/448-89478)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89478 to serve Auburn Hills Tenth Addition - south of Maple, east of 135th Street West, introduced and under the rules laid over.

SEWER PROJECTS:

- a) 480-518/743830/468-82696)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 138, War Industries Sewer to serve Regency Lakes Addition - north of 21st Street North, west of Greenwich Road, introduced and under the rules laid over.

- b) (480-512/743824/468-82716)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 8, Cowskin Interceptor Sewer to serve Maple Dunes Addition - north of Maple, east of 135th Street West, introduced and under the rules laid over.

- c) (480-542/743854/468-82768)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 383, Southwest Interceptor Sewer to serve Forest Lakes West Addition - north of 29th Street, east of Tyler Road, introduced and under the rules laid over.

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d) (480-537/743849/468-82818)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 395, Southwest Interceptor Sewer to serve Newmarket Square Addition - north of 21st Street North, west of Maize Road, introduced and under the rules laid over.

e) (480-488/743800/468-82942)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 421, Southwest Interceptor Sewer to serve Huntington Place 6th Addition - south of 13th Street, west of Maize Road, introduced and under the rules laid over.

f) (480-521/743833/468-83004)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 432, Southwest Interceptor Sewer to serve Aberdeen 3rd, Evergreen and Evergreen 2nd Additions - north of 21st Street North, east of 119th Street West, introduced and under the rules laid over.

g) (480-502/743814/468-83022)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 137, Main 4, Sanitary Sewer No. 23 to serve Walnut Grove Addition - west of Arkansas Avenue, north of 35th Street North,

h) (480-527/743839/468-83027)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 22, Cowskin Interceptor Sewer to serve Highland Springs 2nd Addition and an Unplatted Tract "A" - west of 135th Street West, south of Central, introduced and under the rules laid over.

i) (480-503/743815/468-83030)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 438, Southwest Interceptor Sewer to serve an Unplatted Tract of Land - north of Central, west of 119th Street West, introduced and under the rules laid over.

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j) (480-510/743822/468-83044)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 442 Southwest Interceptor Sewer to serve Angel Acres Addition - west of Meridian, north of 47th Street South, introduced and under the rules laid over.

k) (480-517/743829/468-83057)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 79, Main 22, War Industries Sewer to serve Wilson Farms 2nd Addition - south of 21st Street North, west of Webb Road, introduced and under the rules laid over.

l) (480-515/743827/468-83059)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 89, Main 1, Southwest Interceptor Sewer to serve Cedarvale Acres Addition - east of Washington, north of 47th Street South, introduced and under the rules laid over.

m) (480-513/743825/468-83060)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 54, Main 3, Southwest Interceptor Sewer to serve Aero Addition - south of I-135 South, east of Meridian, introduced and under the rules laid over.

n) (480-516/743828/468-83067)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 100, Sanitary Sewer No. 23 Sewer to serve Great Plains Business Park 2nd Addition - east of Oliver, south of 37th Street North, introduced and under the rules laid over.

o) (480-524/743836 /468-83080)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 446, Southwest Interceptor Sewer to serve Airport Industrial Park Addition - south of Harry, west of Hoover, introduced and under the rules laid over.

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p) (480-526/743838/468-83081)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 445, Southwest Interceptor Sewer to serve Oak Cliff Estates Addition - north of Maple, west of Maize Road, introduced and under the rules laid over.

q) (480-520/743832/468-83082)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 32, Main 1, Westlink Sewer to serve Woodland-Westfield 2nd Addition - north of Maple, west of Tyler Road, introduced and under the rules laid over.

r) (480-522/743834/468-83086)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 166, Sanitary Sewer No. 22 to serve Bullinger Gardens Addition - west of Bullinger, south of 27th Street North, introduced and under the rules laid over.

s) (480-528/743840/468-83102)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 451, Southwest Interceptor Sewer to serve West Ridge Estates Addition - south of 29th Street North, east of 119th Street West, introduced and under the rules laid over.

t) (480-530/743842/468-83113)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 4, Main 2, Cowskin Interceptor Sewer to serve Auburn Hills Tenth Addition - south of Maple, east of 135th Street West, introduced and under the rules laid over.

u) (480-538/743850/468-83147)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 461 Southwest Interceptor Sewer to serve Evergreen and Evergreen 2nd Additions - north of 21st Street North, west of Maize Road, introduced and under the rules laid over.

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STORM WATER SEWER:

- a) (485-171/751280/468-82976)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Storm Water Drain No. 143 to serve Plaza Central Office Park Addition - south of Central, east of Greenwich Road, introduced and under the rules laid over.

- b) (485-176/751285/468- 83058)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Storm Water Sewer No. 531 to serve Wilson Farms 2nd Addition - south of 21st Street North, west of Webb Road, introduced and under the rules laid over.

- c) (485-175/751284/468-83068)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Storm Water Sewer No. 534 to serve Great Plains Business Park 2nd Addition - east of Oliver, south of 37th Street North, introduced and under the rules laid over.

CITY COUNCIL AGENDA

SSMID

APPOINTMENT TO THE SELF-SUPPORTING MUNICIPAL IMPROVEMENT DISTRICT ADVISORY BOARD. (Districts I and VI)

Agenda Report No. 01-0461.

On March 20, 2001, the Wichita City Council adopted an ordinance establishing a Self-Supported Municipal Improvement District (SSMID) for downtown Wichita. The ordinance requires the City Council to appoint members to a SSMID Advisory Board whose responsibility it will be to recommend annual budgets and policies to the City Council to fund and guide the activities to be financed by the SSMID assessments. As provided for in the ordinance, the Wichita Downtown Development Corporation (WDDC) has submitted a list of nominees for appointments to the SSMID Advisory Board.

The ordinance establishing the SSMID states that the Advisory Board shall consist of seven to nine members who are representative of businesses from varying geographic areas in the District, including:

1. Two (2) members from the area North of Douglas Avenue, West of the Santa Fe railroad tracts;
2. Two (2) members from the area South of Douglas Avenue, West of the Santa Fe railroad tracts;
3. Two (2) members from the area East of the Santa Fe railroad tracts, including at least one (1) member from Old Town;
4. One (1) to three (3) at-large members;
5. One (1) ex-officio representative from the City (non-voting); and
6. One (1) ex-officio representative from the Wichita Downtown Development Corporation (non-voting).

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SSMID assessments will be collected by the County Treasurer and distributed to the City along with property taxes. If a SSMID budget is submitted by the Advisory Board to the City Budget Office prior to May 15, 2001, the first distribution of SSMID assessment revenues will occur in January 2002.

The proposed action is in conformance with the SSMID ordinance adopted March 20, 2001.

Motion --

Knight appointed Harvey R. Sorenson, Chairman at Large NDWT; J.V. Lentell, Vice Chairman at Large NDWT; Mike Michaelis, NDWT; Peter Pitz, SDET; David Burk, NDET (Old Town); Ron Holt, NDWT; Gerald Barrack, SDWT; Clay Bastian, SDWT; Anita Oberwortman, At Large (NDWT), David Norris, Ex Officio, NDWT (WDDC Representative); Allen Bell, Ex Officio, COW; Chris Cherches, Ex Officio, COW, and moved that the appointments be approved. Motion carried 7 to 0.

-- carried

APPOINTMENTS

BOARD APPOINTMENTS.

No appointments were made.

CONSENT AGENDA

Knight moved that the Consent Agenda, including Addendum Item 26A, be approved in accordance with the recommended action shown thereon. Motion carried 7 to 0.

BOARD OF BIDS

REPORT OF THE BOARD OF BIDS AND CONTRACTS DATED APRIL 2, 2001.

Bids were opened March 30, 2001, pursuant to advertisements published on:

Third Street drainage enhancements/pedestrian bridges N/A - Third Street between Drainage Canal and Hillside. (87 TE-0156-01/472-83181/785012/390144) Traffic to be maintained during construction using flagpersons and barricades. (District I)

Dondlinger & Sons - \$168,234.80 (Subject to KDOT approval)

Nineiron, from the south line of Maple, south to the north line of Taft Street, Taft Street from the south line of Nineiron, west to the east line of Decker Street, and on Decker Street from the north line of Valley Hi Road, north to the north line of Taft Street, Nineiron Court from the east line of Nineiron, east to and including the "T" intersection, Nineiron Court from the east line of Nineiron, east to and including the "T" intersection, and on Nineiron from the east line of Taft Street east, south and west to the east line of Decker Street to serve Auburn Hills 12th Addition - west of 135th Street West, south of Maple. (472-83290/765659 /490770) Does not affect existing traffic; AND: Valley Hi Road, from the west line of Decker Drive, west to the west line of the Plat to serve Auburn Hills 12th Addition and O'Dell-White Addition - west of 135th Street West, south of Maple. (472-83272/765671/490782) Does not affect existing traffic. (District V)

Ritchie Paving - \$348,600.00 (Total aggregate bid)

Lateral 301, Four Mile Creek Sewer to serve Cedar View Second Addition - east of Greenwich, north of Lincoln. (468-83223/743866/480554) Does not affect existing traffic. (District II)

WB Carter Construction - \$46,000.00

Lateral 303, Four Mile Creek Sewer to serve Shoal Creek Addition - west of 143rd Street East, south of Central. (468-83233/743865/480553) Does not affect existing traffic. (District II)

Mies Construction - \$192,546.00

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Lateral 302, Four Mile Creek Sewer to serve Metro East Baptist Church and Shoal Creek Additions - west of 143rd Street East, south of Central. (468-83224/743864/480552) Does not affect existing traffic. (District II)

Dondlinger & Sons - \$48,380.00

Water distribution system to serve Angel Fire Addition - north of 47th Street South, east of West Street. (448-89517/734998/470668) Does not affect existing traffic. (District IV)

WBW Contractors - \$39,428.00

Water distribution system to serve Angel Fire Addition - north of 47th Street South, east of West Street. (448-89520/734999/470669) Does not affect existing traffic. (District IV)

Nowak Construction - \$95,343.25

2001 sanitary sewer reconstruction program, Phase 2 - north of Central between Hydraulic and Oliver. (468-83225/620313 /661437) Traffic to be maintained during construction using flagpersons and barricades. (Districts I and II)

WB Carter Construction - \$242,031.00

Knight moved that the contract(s) be awarded as outlined above, subject to check, same being the lowest and best bid within the Engineer's construction estimate, and the and the necessary signatures be authorized. Motion carried 7 to 0.

VARIOUS DEPARTMENTS/VARIOUS DIVISIONS: Hot and Cold Mix Asphalt. (132225)

Kansas Paving - \$16.70 (Group 1/cost per ton)
(Group II: Reject bids)

HOUSING SERVICES DEPARTMENT/PUBLIC HOUSING DIVISION: Mowing and Trimming. (097027)

Cameron Lawn Service - \$11.00 (Item 1/cost per mowing)
\$11.00 (Item 2/cost per mowing)
\$11.00 (Item 3/cost per mowing)
\$11.00 (Item 4/cost per mowing)

PUBLIC WORKS DEPARTMENT/FLEET & BUILDINGS DIVISION: Rebar. (130849)

Concrete Accessories - \$.256 (Item 1/per foot)
\$.104 (Item 2/per foot)

PUBLIC WORKS DEPARTMENT/FLEET & BUILDING DIVISION: Building Modifications for Wichita Animal Shelter. (792310)

Sutherland Builders Inc. - \$99,100.00 (Total net bid)
\$ 319.18 (Option 1/per each)*
\$ 545.00 (Option 2/per each)**

* 16 each/Option 1 @\$319.18 each for \$ 5,106.88 total.

**20 each/Option 2 @\$545.00 each for \$10,900.00 total.

Knight moved that the contract(s) be awarded as outlined above, same being the lowest and best bid, and the necessary signatures be authorized. Motion carried 7 to 0.

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LICENSES

APPLICATIONS FOR LICENSES TO RETAIL CEREAL MALT BEVERAGES:

<u>Renewal</u>	<u>2001</u>	<u>(Consumption off Premises</u>
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Ozung Banh	KC Gas and Groceries #3	1955 South Washington
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Special Events

	<u>April 28-29, 2001</u>	
Benjamin Albers	Newman University Renaissance Faire	3100 McCormick Avenue

Norton Jackson	<u>May 11-12, 2001</u> Mexico Magico (River Festival Event)	City Lot: Rock Island and Waterman
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Motion -- carried Knight moved that the licenses be approved subject to Staff approval. Motion carried 7 to 0.

PLANS AND SPECS. SUBDIVISION PLANS AND SPECIFICATIONS.

There were no Sub-Division Plans and Specifications submitted.

PRELIMINARY ESTS. PRELIMINARY ESTIMATES:

- a) 2001 Contract maintenance mill and overlay - Phase I - various locations. (472-83338 /132710/ 621326/533243) Traffic to be maintained during construction using flagpersons and barricades. (District I, II, IV, VI) - \$721,300.00
- b) 2001 Contract maintenance bridge deck resurfacing of the east-bound lanes of Lincoln Street Bridge over I-135 - Lincoln, east of Hydraulic. (472-83350/706809/405274) Traffic to be maintained during construction using flagpersons and barricades. (Districts I, II, IV and VI) - \$200,000.00
- c) Water distribution system to serve Ridge Port Addition - east of Ridge, north of 29th Street North. (448-89266/735005/470675) Does not affect the existing traffic. (District V) - \$81,000.00
- c) Water distribution system to serve Regency Park Addition - west of Greenwich, south of 29th Street North. (448-89542/735006/470676) Does not affect the existing traffic. (District II) - \$35,775.00
- d) Storm Water Sewer No. 544 to serve Auburn Hills 12th Addition - south of Maple, west of 135th Street West. (468-83180/751291/485182) Does not affect existing traffic. (District V) - \$340,000.00

Motion -- carried Knight moved that the Preliminary Estimates be received and filed. Motion carried 7 to 0.

WATER SYSTEM

PETITION FOR WATER DISTRIBUTION SYSTEM TO SERVE PART OF PATTERSON GARDENS ADDITION - ALONG FLORA, NORTH OF CENTRAL. (District VI)

Agenda Report No. 01-0462.

The Petition has been signed by three owners, representing 100% of the improvement district.

This project will provide water service to two residential properties.

The Petition totals \$7,700. The funding source is special assessments.

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State Statutes provide that a Petition is valid if signed by a majority of resident property owners or signatures representing the majority of the property in the improvement district.

Motion -- carried

Knight moved that the Petition be approved and the Resolution be adopted. Motion carried 7 to 0.

RESOLUTION NO. 01-131

Resolution of findings of advisability and Resolution authorizing construction of Water Distribution System Number 448-89561, (along Flora, north of Central), in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

WATER SYSTEM

WATER DISTRIBUTION SYSTEM TO SERVE O'DELL-WHITE ADDITION – SOUTH OF MAPLE, WEST OF 135TH STREET WEST. (District V)

Agenda Report No. 01-0463.

The Petition has been signed by three owners, representing 100% of the improvement district.

This project will provide water service to two residential properties.

The Petition totals \$3,120. The funding source is special assessments.

State Statutes provide that a Petition is valid if signed by a majority of resident property owners or signatures representing the majority of the property in the improvement district.

Motion -- carried

Knight moved that the Petition be approved and the Resolution be adopted. Motion carried 7 to 0.

RESOLUTION NO. 01-132

Resolution of findings of advisability and Resolution authorizing construction of Water Distribution System Number 448-89562, (south of Maple, west of 135th Street West), in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

STREET CLOSURES

CONSIDERATION OF STREET CLOSURES/USES.

In accordance with the Special Events Procedure, event sponsors are to notify adjacent property owners and coordinate arrangements with Staff, subject to final approval by the City Council.

The following street closure requests have been submitted.

Metropolitan Baptist Church River of Life Run
Saturday, April 7, 2001 - 7:00 a.m.-12:00 noon.
McLean from Douglas to Lewis Street

Inasmuch as possible, event sponsors are responsible for all costs associated with special events.

Motion --

Knight moved that the street closure requests be approved subject to: (1) Event sponsors notifying every property and/or business adjoining any portion of the closed street; (2) Coordination of event arrangements with City Staff; (3) Hiring off-duty public safety officers as required by the Police Department; (4) Obtaining barricades to close the streets in accordance with requirements of Police, Fire and Public Works Department; (5) Submitting a Certificate of Insurance evidencing general liability insurance which covers the event and its related activities, including the naming of the City as an additional insured with respect to the event's use of the closed City streets. Motion carried 7 to 0.

-- carried

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RESPREAD SPECIALS AGREEMENT TO RESPREAD ASSESSMENTS – LOCHS AT ABERDEEN - NORTH OF 21ST STREET NORTH, EAST OF 119TH STREET WEST. (District V)

Agenda Report No. 01-0464.

The landowner, Mullin Construction, LLC, platted The Lochs at Aberdeen and has submitted an Agreement to respread special assessments within the Addition.

The land was originally included in an improvement district for a sanitary sewer project. The purpose of the Agreement is to respread special assessments on an equal share basis for each lot. Without the Agreement, the assessments will be spread on a square foot basis. The agreement will equalize the assessments for each lot, making it easier for the landowner to market the lots.

There is no cost to the City.

Motion -- Knight moved that the Agreement/Contract be approved and the necessary signatures be authorized.
-- carried Motion carried 7 to 0.

PARKING MGNMNT. CONTRACT EXTENSION FOR PARKING MANAGEMENT. (District VI)

Agenda Report No. 01-0465.

On October 1, 1996, the City of Wichita and AMPCO System Parking (AMPCO) entered into a contract for management of the City Hall Parking complex, the State Office Building Parking Garage and various City-owned surface lots. All allowable extensions have been exercised on the contract. Under the contract, AMPCO manages 10 surface lots and three garages totaling approximately 2,500 spaces.

A request for proposal for parking management has been prepared and distributed to parking management companies nationwide. Proposals have been received and are being reviewed. An extension until May 31, 2001 is requested to allow time to evaluate the proposals and negotiate a new contract.

The monthly fee will not change from the current contract amount. Current operating budgets have sufficient funds budgeted for the management costs.

Motion -- Knight moved that the extension be approved and the necessary signatures be authorized. Motion
-- carried carried 7 to 0.

MOU MOU – COST-SHARE FOR SUBSURFACE DRIP IRRIGATION DEMONSTRATION PROJECT.

Agenda Report No. 01-0466.

Cheney Reservoir and the Equus Beds are the primary sources of Wichita's water supplies. On August 24, 1993, the City Council approved assuming part of the cost-share to allow landowners in the Cheney Reservoir watershed to implement "best management practices."

Subsurface Drip Watering Irrigation is an emerging technology and would be a valuable tool for "best management practices." The technique uses buried strips to disperse water and materials below the land surface. It has two potential benefits: 1) It will dramatically reduce the amount of water used to grow crops, since all water is delivered directly to plant roots; 2) It will allow fertilizer and pesticides to be delivered below the surface thus eliminating surface runoff of the chemicals and significantly reducing non-point source pollution from the fields. Since there has been little full-scale testing of the

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new technology, the City is being asked to participate in a five-year test on an 80-acre field near the Arkansas River in the Equus Beds

Cost for the five-year project is estimated to be \$145,000. The City will contribute \$10,000 towards the project. Other participants are Sedgwick County (\$10,000), Sedgwick County Technical Advisory Group (\$10,000), the landowner-Bruce Seiler (\$25,000), Kansas Department of Health and Environment (offering \$55,000), and Kansas State Extension contributing in excess of \$10,000 in labor services. Funding for the project will come from CIP W-549, Water Supply Plan (Phase III), which had allocated over \$6,000,000 in 2000 for water supply projects.

Motion --
-- carried

Knight moved that the Memorandum of Understanding be approved and the necessary signatures be authorized. Motion carried 7 to 0.

EASEMENT ENC.

EASEMENT ENCROACHMENT AGREEMENTS. (Districts II and V)

Agenda Report No. 01-0482.

The Agreements allow the property owners to occupy and construct improvements on, over, and across, portions of existing utility easements, hereinafter referred to as Tract "A" and waives all rights of action in law arising out of the encroachments into the easements.

The Agreements allow the City to be held harmless from any and all claims resulting from leaking, cave-in or failure of City owned underground facilities within said easements lying within Tract "A" and from claims resulting from replacement or upgrade of lines, manholes, and/or other Department property within the easements.

There are no financial considerations.

Motion --
-- carried

Knight moved that the Agreement/Contract be approved and the necessary signatures be authorized. Motion carried 7 to 0.

DESIGN SERVICES

SUPPLEMENTAL AGREEMENT – DESIGN AND STUDY FOR NORTHEAST SEWER IMPROVEMENTS. (District II)

Agenda Report No. 01-0467.

On January 18, 1996, the City Council approved the expansion of the Urban Growth/Service area to include an area generally east of Webb Road to 127th Street East, and north of 17th Street North to 29th Street North. On February 3, 1998, a Contract with MKEC was approved to conduct a sewer service feasibility study for the northeast area, make recommendations, and design recommended projects. City Council authorized the establishment and funding of Northeast Sewer Improvements (CIP #S-515) on September 28, 1999. The City of Wichita was authorized to acquire the sewer facilities operated by Sedgwick County, including the Four Mile Creek Sewage Treatment Facility, on March 6, 2001.

The Four Mile Creek Sewage Treatment Facility serves a large portion of eastern Sedgwick County. With modifications to the City's sanitary sewer system, the Four Mile facility can provide service to the City's northeast sewer service area. Staff has determined that a main sewer along Greenwich Road can eliminate the lift station at Greenwich and Kellogg. To allow for continued growth of the area, a study and redesign of the Northeast Wastewater Pump Station is necessary.

MKEC is uniquely qualified to study the Northeast Wastewater Pump Station and design the main sanitary sewer along Greenwich Road because of their work on the Northeast Sanitary Sewer Feasibility Study and their design work on associated projects. Two Supplemental Agreements with MKEC are submitted - one for the design of a main sanitary sewer in Greenwich Road, and another for the study and redesign of the Northeast Wastewater Pump Station to allow for a 10-year growth.

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The Supplemental Agreement for the design of the main sanitary sewer in Greenwich Road is \$35,300. The Supplemental Agreement for the study and redesign of the Northeast Wastewater Pump Station is \$76,790. Funding is available in the Northeast Sewer Improvement Project (CIP# S-515).

Motion --
-- carried

Knight moved that the Agreements/Contracts be approved and the necessary signatures be authorized. Motion carried 7 to 0.

LAWRENCE DUMONT CHANGE ORDER – LAWRENCE DUMONT STADIUM.

Agenda Report No. 01-0468.

On February 13, 2001, the Mayor and City Council approved the selection of the construction company Hahner, Foreman & Harness, Inc. to construct improvements and modifications to Lawrence-Dumont Stadium as designed by HOK Sport Inc. and approved by the Mayor and City Council on January 9, 2001. The modifications to Lawrence-Dumont Stadium are necessary to bring the stadium and playing field into compliance with the Royals and the Major League's baseball standards, insure continued team sponsorship by the Royals, and provide for a beautified and landscaped area adjoining Lawrence-Dumont Stadium.

The additional modifications requested through this Change Order are required to complete construction of the approved improvements to Lawrence-Dumont Stadium and result from the requirement that the lighting on the playing field be increased to comply with Minor League Baseball's lighting standards for renovated and remodeled stadiums. The drainage of the outfield must be rerouted through the installation of a concrete flume and an underground drainage system to prevent ponding on the playing field.

The Change Order in the amount of \$120,353.00 will be funded by previously approved CIP project for Lawrence-Dumont Stadium with a total budget approved of \$3,707,000.00. Combined expenditures and encumbrances of \$2,875,950.31 leave a remaining balance of \$831,049.69.

Motion --
-- carried

Knight moved that the change order be approved and the necessary signatures be authorized. Motion carried 7 to 0.

HUD

HUD CONSOLIDATED PLAN – SUBSTANTIAL AMENDMENT.

Agenda Report No. 01-0469.

On July 11, 2000 the City Council approved the condemnation of 1515 North Madison. On August 1, 2000 the City Council approved the condemnation of 939 North Ohio and 1027 North Green. The Office of Central Inspection requested to use Community Development Block Grant funds for clearance and demolition of these properties.

On February 27, 2001 the City Council authorized a 30-day public comment period to receive comments on a substantial amendment to the 2000/2001 One-Year Action Plan.

The amendment permits the City to use CDBG funds for clearance and demolition of structures approved by official order from the City Council pursuant to State Law.

All projects will be located within the Neighborhood Revitalization Strategy Area and address the elimination of slum and blighting influences on a spot basis.

Clearance and demolition for the above listed properties will be funded with funds transferred from the existing Commercial and Residential Acquisition Demolition program. The amount of \$12,208 will be transferred from Commercial and Residential Acquisition/Demolition to a separate Clearance and Demolition activity.

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HUD regulations require that citizens be allowed 30 days to comment on all substantial amendments to the City's Consolidated Plan. The 30-day public comment period expired March 28, 2001 and no comments were received.

Motion -- Knight moved that the substantial amendment to the One-Year Action Plan be adopted; submission to HUD be approved; and the budget transfer be approved. Motion carried 7 to 0.
-- carried

PARK RENOVATION PARK FACILITIES RENOVATIONS.

Agenda Report No. 01-0470.

The Park and Recreation Department has a number of existing facilities and park amenities that are aging and in need of renovation.

The 2001 Park Capital Improvement Program (CIP) includes \$250,000 for the renovation of park facilities (P-391001, p. 196). Renovation will protect the City's investment in these facilities, making them functional and aesthetically attractive to citizen users. Preliminary facilities/amenities identified for renovation include the McLean Fountain, several ball diamonds at Planeview, and picnic areas across the city.

The 2001 Park CIP includes \$250,000 for the renovation of park facilities. The funding source is general obligation bonds.

Motion -- Knight moved that the project be approved; the Resolution be adopted; and the necessary signatures be authorized. Motion carried 7 to 0.
-- carried

RESOLUTION NO. 01-133

A Resolution authorizing the issuance of Bonds by the City at Large for the renovation of various park facilities, presented. Knight moved that Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

PARK PATHS PARK PATHS AND SIDEWALKS.

Agenda Report No. 01-0471.

The Park and Recreation Department is responsible for ensuring that the City's park paths and sidewalks comply with ADA requirements, meet the requirements of awarded matching grants, and provide for the safety of park users.

The 2001 Park Capital Improvement Program (CIP) includes \$40,000 for the construction and repair of paths and sidewalks in City parks (P-390011, p. 203). Funding will provide for necessary installations and safety improvements at a number of parks located across the City.

The 2001 Park CIP includes \$40,000 for the construction and repair of paths and sidewalks in City parks. The funding source is general obligation bonds.

Motion -- Knight moved that the project be approved; the Resolution be adopted; and the necessary signatures be authorized. Motion carried 7 to 0.
-- carried

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RESOLUTION NO. 01-134

A Resolution authorizing the issuance of Bonds by the City of Wichita at large for public improvements in various City Parks, presented. Knight moved that Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

COMOTARA R.R. COMOTARA RAILROAD SPUR. (District II)

Agenda Report No. 01-0472.

In 1979, the City constructed a railroad spur to serve the Comotara Industrial Park. The Comotara Industrial Owners Association agreed to pay costs of maintenance for the rail spur once the project was completed. The condition of the spur has deteriorated to a point that major rehabilitation is necessary. The City and Association have jointly funded a consultant study to identify the work required to restore the spur to a serviceable condition.

The study prepared by TransSystems identified several areas that require attention. These included:

- Replacement of approximately 1,300 cross ties.
- Resurfacing the entire track with (2-4 inches) new ballast.
- Cleaning the ditches adjacent to the track to provide proper drainage.
- Reconstructing the roadbed in three locations and replacement of the trackage.

In addition to the above matters to be addressed relative to undertaking the necessary maintenance for safe usage of the trackage, issues relative to who is responsible for the costs to perform the reconstruction, future maintenance and upkeep responsibilities, and the ownership of the trackage must be addressed. The costs to perform the necessary maintenance can only be determined once the engineering and design work is completed.

Because this rail spur is considered essential to the area industries and represents an important asset to the area, it has been determined that it is important to address the necessary repairs and provide the future maintenance required. If the existing industries that rely on rail access are to expand, work on this trackage is important to such business growth. After lengthy discussions with the Association representatives, including involvement of the District Council member, the following recommendations are being made for Council consideration:

1. The City and the Association will share the engineering and reconstruction costs to restore the trackage to safe use.
2. The Association will agree to assume all future maintenance and upkeep of the trackage and the rail corridor.
3. The City will retain the ownership of the trackage under the existing contractual conditions.

City Staff has negotiated with the Association to share the design cost of the rehabilitation on an equal share basis. The City's share of the design costs is estimated to be approximately \$20,000. The funding source will be from the Economic Development Trust Fund. The City's share of the construction costs is dependent upon design and bids, but is estimated to be approximately \$210,000. Construction funds will be programmed into the CIP, if approved by the City Council.

The legal staff will review the Agreement setting forth the terms and conditions of the City's participation in this project.

Motion --

-- carried

Knight moved that Staff be authorized to initiate design work with TransSystems and negotiate the terms and conditions of the project with the Comotara Industrial Owners Association pertaining to the pertinent issues involved. Motion carried 7 to 0.

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PROPERTY DISP. SURPLUS PROPERTY LOCATED AT 802 NORTH BELMONT. (District I)

Agenda Report No. 01-0473.

The property under consideration is located on the Northeast corner of Belmont and Murdock. It is legally designated as Odd and Even Lots 25 to 32 inclusive, Overlook Annex. Until recently the property was used as a site for a water storage tank. The improvements have been removed and the property is presently vacant but may have residual piers and/or foundations present. The property contains approximately 28,000 square feet. The property is zoned TF-3 (multi-family). This property has been offered to departments within the City as well as to Sedgwick County, USD 259, and Kansas Department of Transportation.

All City departments and local government entities have been notified and have shown no interest in the property.

The City will receive cash consideration for the sale of the property. The surplus and sale of this property to a private party will place additional value into the tax base.

Motion -- Knight moved that the sale be approved and the necessary signatures be authorized. Motion carried
-- carried 7 to 0.

PROPERTY DISP. SURPLUS PROPERTIES LOCATED IN THE 400 BLOCK OF SOUTH OLIVER. (District II)

Agenda Report No 01-0474.

This parcel is located at the northeast corner of Oliver and Kellogg, north of the pump station. It is legally described as lots 38-40 Highland View Addition and Lots 34,36, 38 and 40 Highland View Addition. The property was acquired in 1996 for the East Kellogg/Oliver Improvement Project. The property contains approximately 6,875 square feet. Exact square footage and dimensions will be determined by survey. The property is presently vacant. Zoning is Two-Family Dwelling use. The property has been offered to departments within the City as well as to Sedgwick County, USD 259, and Kansas Department of Transportation.

All City departments and local government entities have been notified and have shown no interest in the property.

The City will receive cash consideration for the sale of the property. The surplus and sale of this property to a private party will place additional value into the tax base.

Motion -- Knight moved that the sale be approved and the necessary signatures be authorized. Motion carried
-- carried 7 to 0.

PROPERTY DISP. SURPLUS PROPERTY LOCATED AT 1237 SOUTH BROADWAY. (District I)

Agenda Report No. 01-0475.

This property is located on the West side of Broadway between Lincoln and Bayley. It is legally described as Lots 29, 35 and 37 Exc S. 12.5 ft Lot 37 Parkhurst's Add. The property was acquired as part of the Bayley Street/Railroad Corridor Project. The property contains approximately 14,357.304 square feet and is presently vacant. Zoning is General Commercial. This property has been offered to departments within the City as well as to Sedgwick County, USD 259, and Kansas Department of Transportation.

All City departments and local government entities have been notified and have shown no interest in the property.

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The City will receive cash consideration for the sale of the property. The surplus and sale of this property to a private party will place additional value into the tax base.

Motion --
-- carried

Knight moved that the sale be approved and the necessary signatures be authorized. Motion carried 7 to 0.

PROPERTY DISP.

SURPLUS PROPERTY LOCATED AT 4121 EAST LINCOLN. (District III)

Agenda Report No. 01-0476.

The property under consideration is located on the south side of Lincoln, east of Bluff. The property was acquired in 1957 for the Water and Sewer Department for a ground storage tank and pump station. Those facilities have been demolished and the land is vacant. There are not believed to be any significant concrete foundations left buried at this site. The property contains approximately 29,750 square feet and is zoned for multi-family use. This property has been offered to departments within the City as well as to Sedgwick County, USD 259, and Kansas Department of Transportation.

All City departments and local government entities have been notified and have shown no interest in the property.

The City will receive cash consideration for the sale of the property. The surplus and sale of this property to a private party will place additional value into the tax base.

Motion --
-- carried

Knight moved that the sale be approved and the necessary signatures be authorized. Motion carried 7 to 0.

CAR STREET IMP.

RESOLUTION ORDERING A PUBLIC HEARING: CAR STREET IMPROVEMENT FROM LARK LANE TO STONY POINT LANE.

Agenda Report No. 01-0458.

On February 5, 2001, District V Advisory Board sponsored a neighborhood hearing on paving Carr Street from Lark Lane to Stony Point Lane. Recent attempts to obtain a valid paving Petition have not been successful. The District Advisory Board recommended that the City Council hold a public hearing on ordering in the project.

Carr is the only direct link connecting Maize Road and Lark Lane, south of Kellogg.

The adjacent area is an older, residential neighborhood. But the area to the west, across Lark, is rapidly developing with new residential subdivisions. Traffic volumes are increasing at a steady rate. Currently, traffic accesses the new development from Kellogg on Lark Lane.

As part of the Kellogg/Maize freeway expansion, direct access from Kellogg onto Lark will be permanently eliminated. Traffic access will be rerouted from Kellogg to Maize, which will likely increase the traffic volumes on this unpaved block of Carr significantly. As a result, staff recommends that Carr be paved before the interchange construction begins.

The estimated project cost is \$78,000. The owner of a nearby business that is located outside the improvement district has offered to make a donation equivalent to 20% of the paving cost. The proposed method of assessment is the square foot basis. The estimated rate of assessment to individual properties is \$00.07 per square foot of ownership.

State Statutes provide the authority for the City Council to order in the paving. Adopting the Resolution does not obligate the Council to approve the project, only to hold a public hearing on May 8, 2001.

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Motion --
-- carried

Knight moved that the Resolution providing for a public hearing on May 8, 2001, be adopted. Motion carried 7 to 0.

RESOLUTION NO. 01-135

A Resolution directing and providing for a public hearing on the advisability of improvements consisting of paving Carr from the east line of Lark Lane to the west line of Stony Point Lane, in the City of Wichita, Kansas, as provided by KSA 12-6a04 (1). Said hearing shall be held on May 8, 2001, in the City Council Chambers of City Hall at 9:00 a.m., presented. Knight moved that Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

(Addendum No. 26A)
SANITARY SEWER

SANITARY SEWER TO SERVE BROOKHAVEN ADDITION - NORTH OF CENTRAL, WEST OF 159TH STREET, WEST OF 159TH STREET EAST. (District II)

Agenda Report No. 01-

On August 22, 2000, the Sedgwick County Board of Commissioners approved a project to construct a sanitary sewer system to serve homes in the Brookhaven Addition. The project is being designed by Professional Engineering Consultants. The system will be part of the Four Mile Creek Sewer that has been transferred from the County to the City of Wichita.

Homeowners in Brookhaven Addition report that their septic systems are failing.

The estimated project cost is \$380,000. The proposed method of assessment is the fractional basis with each home being assessed an equal share of \$14,000.

Motion --
-- carried

Knight moved that the project be approved; assignment of the design Contract be accepted; the Resolution be adopted; and the necessary signatures be authorized. Motion carried 7 to 0.

RESOLUTION NO. 01-144

Resolution of findings of advisability and Resolution authorizing construction of Lateral 304, Four Mile Creek Sewer, (north of Central, west of 159th Street East) 468-83328, presented. Knight moved that Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

ORDINANCES

SECOND READING ORDINANCES: (FIRST READ MARCH 27, 2001)

a) Council salaries - Charter Ordinance.

CHARTER ORDINANCE NO. 187

A Charter Ordinance of the City of Wichita, Kansas, pertaining to the salaries of the Mayor and City Council Members; amending Sections 1, 2 and 3 of Charter Ordinance No. 179; and repealing the original Sections thereof, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

b) Tax exemption - Commercial Aircraft Products, Inc. (District IV)

ORDINANCE NO. 44-910

An Ordinance exempting property from Ad Valorem taxation for economic development purposes pursuant to Article II, Section 13, of the Kansas Constitution; providing the terms and conditions for ad valorem tax exemption; and describing the property of Commercial Aircraft Products, Inc., so

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exempted, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

c) A01-02- ¼ mile north of 47th Street South, west of Meridian. (District IV)

ORDINANCE NO. 44-911

An Ordinance including and incorporating certain blocks, parcels, and tracts of land within the limits and boundaries of the City of Wichita, Kansas, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight. A01-02

PLANNING AGENDA

Marvin Krout

Director of Planning stated that Items 28 and 29 could be considered as consensus Items unless the Council desired to withhold other Items.

Motion --
-- carried

Knight moved that Planning Agenda Items 28 and 29 be approved as consensus Items. Motion carried 7 to 0.

VAC2000-00047 VAC2000-00047 – REQUEST TO VACATE UTILITY EASEMENT LOCATED AT THE NORTHWEST CORNER OF MAIN AND ORME. (District I)

Agenda Report No. 01-0478.

Staff Recommendation: Approve vacation of utility easement.

MAPC Recommendation: Approve vacation of utility easement. (unanimous)

The applicant is requesting to vacate a utility easement for expansion of an existing motel.

No one spoke in opposition to this request at the MAPC's advertised public hearing, and the MAPC voted to approve the vacation, adopting the findings of fact that are incorporated in the Vacation Order, subject to the applicant granting a temporary easement by separate instrument until relocation is complete, and dedicating a permanent substitute easement by separate instrument. No written protests have been filed.

Motion --
-- carried

Knight moved that having reviewed the recommendation of the MAPC and in accordance with Policy 10, the Vacation Order be approved and the necessary signatures be authorized. Motion carried 7 to 0.

SUB2001-10

SUB2001-10 – PLAT OF ONE KELLOGG PLACE SECOND ADDITION LOCATED ON THE SOUTHEAST CORNER OF GREENWICH ROAD AND KELLOGG. (District II)

Agenda Report No. 01-0479.

Staff Recommendation: Approve the plat.

MAPC Recommendation: Approve the plat. (11-0)

This replat is subject to a Community Unit Plan (DP-196, Amendment #1) which permits GC, General Commercial on Lots 1-11 and LC, Limited Commercial on Lot 12.

Petitions, all 100%, have been submitted for sanitary sewer, water, drainage, and traffic improvements. A cash guarantee has been provided to assure the closure of a driveway to Greenwich Road currently located in an area platted with complete access control. A Certificate of Petitions has also been submitted. In order to provide for the ownership and maintenance of the reserves, the applicant has

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submitted a restrictive covenant. A Community Unit Plan Certificate was provided identifying the approved Community Unit Plan. A temporary easement was provided to cover an existing sewer line until its relocation.

This plat has been reviewed and approved by the Planning Commission, subject to conditions and recording within thirty (30) days.

The Certificate of Petitions, restrictive covenant, temporary easement and Community Unit Plan Certificate will be recorded with the Register of Deeds.

Motion --
-- carried

Knight moved that the documents and Plat be approved; the necessary signatures be authorized; and the Resolutions be adopted. Motion carried 7 to 0.

RESOLUTION NO. 01-136

Resolution of findings of advisability and Resolution authorizing construction of Water Distribution System Number 448-89563, (south of Kellogg, east of Greenwich), in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Lambke moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

RESOLUTION NO. 01-137

Resolution of findings of advisability and Resolution authorizing construction of Lateral 22, Main 13, War Industries Sewer (468-83235), in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Lambke moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

RESOLUTION NO. 01-138

Resolution of findings of advisability and Resolution authorizing construction of Storm Water Drain No. 164 (south of Kellogg, east of Greenwich), 468-83236, in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Lambke moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

RESOLUTION NO. 01-139

Resolution of findings of advisability and Resolution authorizing construction of Storm Water Sewer No. 550 (south of Kellogg, east of Greenwich) 468-83237, in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Lambke moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

RESOLUTION NO. 01-140

Resolution of findings of advisability and Resolution authorizing improving of Kellogg Drive from Dowell East to the east line of the Plat (south of Kellogg, east of Greenwich), 472-83369, in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Lambke moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

RESOLUTION NO. 01-141

Resolution of findings of advisability and Resolution authorizing improving of Greenwich Road from the south line of the Plat to Kellogg, including a traffic signalization system at the major entrance to One Kellogg Place Second Addition at Greenwich Road, Five Lane Pavement improvements including

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continuous left turn lane to serve north-bound traffic at Kellogg and to serve the major entrance to One Kellogg Place Second Addition, medial removal, and channelization as necessary to accommodate the traffic signal, (south of Kellogg, east of Greenwich), 472-83370, in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Lambke moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight

RESOLUTION NO. 01-142

Resolution of findings of advisability and Resolution authorizing improving of Kellogg to include left-turn lane extension for westbound traffic on Kellogg at Greenwich and right turn lane extension for eastbound traffic on Kellogg at Greenwich (south of Kellogg, east of Greenwich) 472-83371, in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Lambke moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

RESOLUTION NO. 01-143

Resolution of findings of advisability and Resolution authorizing improving of a traffic signalization system at Zelta and Kellogg, a continuous accel/decel lane from a point approximately 600 feet west of Ellson to the east line of Zelta, a major intersection at Ellson and Zelta, median improvements on Kellogg at Ellson to accommodate eastbound left turn lanes and eliminate westbound turn lanes, and channelization improvements as necessary to accommodate the traffic signal (south of Kellogg, east of Greenwich) 472-83372, in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Lambke moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

HISTORIC PRES.

2001 PRESERVATION PLAN.

Kathy Morgan

Historic Preservationist reviewed the Item.

Agenda Report No. 01-0480.

Staff Recommendation: Approve the 2001 Preservation Plan.

The current Preservation Plan for the City of Wichita was adopted in 1990 with recommendations to update at least every 10 years. The Historic Preservation Office senior planner submitted a proposal to the Kansas State Historical Society to fund the printing of this update through the Historic Preservation Fund Grant. This plan only applies to the City of Wichita and has no impact for the incorporated cities in the county and the unincorporated areas of the county. The Historic Preservation Board solicited input from neighborhood associations and the Historic Preservation Alliance in drafting the preservation plan update.

This update incorporates:

- The changes in Kansas State Statutes regarding incorporating the Environs review legislation;
- Explanation of agreement between the City and the State Historic Preservation Office to perform design review for State and National Register listed properties, and environs reviews;
- Changes in the City of Wichita Historic Preservation Ordinance;
- Addition of buildings to the Undesignated Historic Resource List as adopted by City Council in 1998; and
- New/expanded goals such as:
 - * promoting the passage of a Kansas Historic Tax Credit for residential and commercial property;
 - * adoption of an existing building code for historic structures;
 - * provide training seminars for realtors, architects and contractors;

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- * promote more contact with the City Archaeologist office and Historic Preservation Alliance;
- * promote financial incentives for historic/older neighborhoods and commercial districts; and
- * step up schedule for completing reconnaissance surveys of the 1919 City limits.

A public hearing was held at the MAPC meeting on March 8, 2001. The planning commission approved the 2001 Preservation Plan by a 10-0 vote.

The planning document places no regulatory restrictions on any property owner and is used solely for project planning purposes. Printing of the 2001 Preservation Plan is provided for through an Historic Preservation Fund Grant awarded to MAPD, Historic Preservation Office by the Kansas State Historical Society.

Motion -- carried Cole moved that plan be approved and the Ordinance be placed on first reading. Motion carried 7 to 0.

HISTORIC PRES. 2001 PRESERVATION PLAN.

ORDINANCE

An Ordinance approving certain amendments to the 1993 Wichita-Sedgwick County Comprehensive Plan, introduced and under the rules laid over.

AIRPORT AGENDA

AIRPORT

AIRFIELD PAVEMENT – TAXILANE “AAA.”

Agenda Report No. 01-0481.

On December 12, 2000 City Council authorized the Staff Screening and Selection Committee to select a consultant to provide a design study for Taxilane “AAA”.

The Staff Screening and Selection Committee interviewed four firms on February 2, 2001 and selected Professional Engineering Consultants to prepare the study.

The cost of the study is \$40,082. Ultimate funding for the study will be from AIP Federal Grant funds and Passenger Facility Charges. Airport revenue will be used as interim funding.

Motion -- Knight moved that the Agreement/Contract, subject to FAA approval, be approved and the necessary signatures be authorized. Motion carried 7 to 0.
-- carried

EXECUTIVE SESSION

Motion -- Knight moved that the Council recess to executive session to consider consultation with legal counsel on matters privileged in the attorney/client relationship relating to pending and potential litigation; and
-- carried council return from executive session no earlier than 10:10 a.m. Motion carried 7 to 0.

RECESS The City Council recessed at 9:56 a.m. and returned at 10:20 a.m.

Mayor Knight Mayor Knight announced that no action was necessary as a result of the executive session.

RECESS The City Council recessed at 10:20 a.m. and reconvened at 11:00 a.m. (Action is shown in agenda order.)

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RECESS

The City Council recessed at 11:03 a.m. and reconvened at 7:00 p.m.

Wichita, Kansas, April 3, 2001
Tuesday, 7:00 p.m.

The City Council met in recessed session at the Sedgwick County Extension Center, 7001 West 21st Street North, at 7:00 p.m.

Council Member Cole in the Chair. Council Members Gale, Martz, Pisciotte; present.

Chris Cherches, City Manager; Doug Moshier, Senior Assistant City Attorney; Pat Burnett, City Clerk; present.

A00-23

A00-23 – ANNEXATION OF ELIGIBLE PROPERTIES GENERALLY LOCATED NORTH AND SOUTH OF 21ST STREET NORTH, EAST AND WEST OF HOOVER. (District V)

Marvin Krout

Director of Planning reviewed the Item.

Agenda Report No. 01-0460.

The properties proposed for annexation are located north and south of 21st Street North and east and west of Hoover. On January 23, 2001, the City Council adopted a Resolution that established April 3, 2001, at 7:00 p.m. at the Sedgwick County Extension Center, 7001 West 21st Street North, Wichita, Kansas as the date, time and place for a public hearing for this annexation.

The subject area for this third phase consists of approximately 56 acres and 36 properties (1 platted and 35 unplatted). The land-use pattern consists of 28 residential tracts, two (2) commercial tracts, two (2) farm related, and four (4) vacant tracts. The land use pattern of the area proposed for annexation is a mix of residential uses, agricultural uses, with some commercial and industrial uses concentrated along Hoover Road. The majority of the subject property is zoned "SF-20" Single-Family Residential, with several areas zoned "LC" Limited Commercial. Those areas zoned "SF-20" will convert to the "SF-6" Single-Family Residential district upon annexation ("SF-10" if requested by property owner and approved by the governing body, while other properties will retain their existing zoning. A 20-acre tract located north of 21st Street and east of Hoover was approved for "IP" Industrial Park zoning by the County Commission in March of 2000, with the Final Plat approved by the Metropolitan Area Planning Commission in October 2000.

The majority of the land proposed for annexation is located within the area identified as "low-density residential", with some "commercial" and "industrial" areas intermixed, according to the Wichita-Sedgwick County Comprehensive Plan: Preparing for Change Land Use Guide Map. Additionally, the proposed annexation area is located within the "2010 Urban Service Area" boundaries found in the Comprehensive Plan amendments. The land use pattern within the annexation area is generally consistent with its land use designation in the updated Plan.

An informational meeting regarding the proposed annexation was held on March 6, 2001 at the Sedgwick County Extension Center, 7001 W. 21st Street N. Five (5) property owners and interested citizens attended the meeting and asked numerous questions regarding the proposed annexation.

In accordance with Kansas statutes, a Service Extension Plan was prepared for this unilateral annexation. The Plan describes the means by which City services will be extended to the area. Map No. 2C in the Plan shows the properties proposed for annexation. The analysis of the proposed annexation is contained in the plan.

The total appraised value of the land and improvements proposed for annexation is \$1,250,880 resulting in an annual City Ad Valorem tax revenue of approximately \$4,790.

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Major municipal services to be provided to this area upon annexation are street maintenance, ditch cleaning, culvert cleaning, fire protection, police protection, building code enforcement, and health code enforcement. The operating departments currently delivering these services will fund them upon annexation. Major municipal services, such as local street improvements, water and sewer service, may be provided to this area upon request of the property owners. The cost of municipal services requested by the property owners will be distributed among the City at large and the benefiting property owners according to current City policies.

The Service Extension Plan has been on file for public inspection in the Office of the City Clerk. Copies of the resolution establishing the public hearing, a map (showing the properties included) and a notice of the public hearing, were sent by certified mail to all property owners of record in the proposed annexation area and to other established governmental entities and utility services. Copies of the resolution and map have also been published in the official City newspaper as further notification of the scheduled public hearing.

The Metropolitan Area Planning Commission reviewed the proposed annexation for compatibility with the Comprehensive Plan on February 22, 2001. The staff report presented at the MAPC meeting indicated that the proposed annexation was in conformance with the Comprehensive Plan. The MAPC found the proposed annexation in conformance with the Comprehensive Plan by a vote of ten to zero (10-0).

In conducting the public hearing, Kansas statutes require that the City's plan for extending major municipal services be presented and that all persons interested in the annexation be heard. After hearing all comments of the persons interested, the City Council has the option of continuing or closing the public hearing, and approving or rejecting the annexation proposal.

Council Member Cole	Council Member Cole inquired if anyone wished to be heard.
Vicki Campbell	Vicki Campbell said there is no new housing development plans in the area and she could see no need to be annexed at this time.
Marvin Krout	Marvin Krout said there are development plans for some of the area which may be completed in the near future.
Motion -- -- carried	Martz moved that the annexation be approved and the Ordinance be placed on first reading. Motion carried 4 to 0. (Lambke, Rogers, Knight; absent)

ORDINANCE

An Ordinance including and incorporating certain blocks, parcels, and tracts of land within the limits and boundaries of the City of Wichita, Kansas, introduced and under the rules laid over. A00-23

ADJOURNMENT	The City Council meeting adjourned at 7:15 p.m.
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Pat Burnett CMC
City Clerk